SERIAL NO.: 09/229,283

Response to Office Communication dated 11/18/04

Amendment dated December 29, 2004

## **REMARKS**

This Amendment is submitted in response to the Office Communication dated November 18, 2004, which indicated that the Amendment dated on October 28, 2004 was not fully responsive due to an inadvertent error in the listing of claims. Applicants are submitting herewith a complete, corrected listing of the claims, which reflects the full text of each withdrawn claim.

Supplemental to the Amendment filed August 18, 2004, Applicant has added claims 15-17 to a preferred embodiment, wherein the method for diagnosis is performed by an immunohistochemical approach. The claims are supported throughout the specification, see e.g. pages 9-10, and the examples. Claim 15 is supported at pages 10, and 16-17; claim 16 is supported at pages 10-17 and 20; and claim 17 is supported at pages 10, 11, 25 and 26 and Table 1.

Applicant respectfully submits that all claims are in condition for allowance. Early and favorable action is requested.

Date: Dec 29, 2004

Ronald I. Eisenstein (Reg. No.: 30,628)

Nicole L. M. Valtz (Reg. No. 47,150)

NIXON PEABODY LLP 100 Summer Street

Boston, MA 02110

(617) 345-6054